

**DISTRICT ATTORNEY
COUNTY OF NEW YORK
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**OFFICER: MIGUEL OCASIO
TAX NUMBER: 935 985**

DISCLOSURE ADVISORY

For the person named above, whom the People may call as a witness, please be advised as follows.

1. The New York City Police Department deemed substantiated allegations that Miguel Ocasio on or about January 26, 2008, committed the violations: of Domestic – Verbal Dispute/No Order; Domestic – Endangering Welfare Child /No Order; and Domestic – Assault / No Order. These findings led to the issuance of Charges and Specifications alleging that Miguel Ocasio, while assigned to the 84th Precinct, on or about a location [redacted]: (A) did wrongfully and without just cause, cause physical injury to another person known to the Department; (B) did knowingly act in a manner likely to be injurious to the physical, mental or moral welfare of a child less than seventeen years old, in that Miguel Ocasio struck an individual, while said individual was holding an infant child; and (C) did fail and neglect to immediately notify the Department after being involved in a domestic violence incident. He pleaded guilty to all three charges.

These charges related to a domestic incident between Miguel Ocasio and another police officer with whom he has a child in common. According to the complainant, in the course of the verbal dispute, she pushed Officer Ocasio out of the bedroom and he then punched her in the face while she was holding the baby. She further alleged that they exchanged punches thereafter and that he also tried to choke her.

2. Miguel Ocasio was arrested in connection with the above matter and charged with assault in the third degree and endangering the welfare of a child. According to the court computer system, he ultimately pleaded guilty to the violation of harassment in the second degree under PL § 240.26 in May 2008 and was sentenced to a conditional discharge and an order of protection. The case is sealed under CPL § 160.55.
3. The NYPD has deemed substantiated allegations that on or about December 23, 2009, Miguel Ocasio negligently failed to safeguard his ID card and to make timely notification in regards to the loss.
4. The NYPD has deemed substantiated allegations that Miguel Ocasio committed the allegations of: Criminal Association; Off-Duty Employment; Association – Crime (Family) and Department Rules Violation – Other Department Rules/Procedures. This led to the issuance of Charges and Specifications alleging that: while off duty, on or about and between October 1, 2010 and August 31, 2011, worked at a tattoo parlor, [redacted], without the permission or approval of the Department; and (B) on or about and between September 16, 2009 and June 28, 2012, wrongfully associated with [redacted] an individual reasonably believed to be engaged in, likely to engaged in, or to

have engaged in criminal activities, in that he had a relationship with and resided with said individual.

5. The NYPD has substantiated an allegation that on or about November 28, 2011, Miguel Ocasio committed the violations of: Department Rules Violation –Traffic Violations Bureau Non-Appearance and Department Rules Violation –Traffic Violations Bureau – Memo Book Incomplete-Improper.
6. The NYPD has deemed substantiated an allegation that Miguel Ocasio, while off duty, on or about November 16, 2012, committed the violation of Traffic – DWI; VTL – Other; Department Rules Violation – Other (Refuse Breathalyzer); Unfit for Duty/Off Duty; Unfit for Duty w/Firearm. These findings led to the issuance of Charges and Specifications alleging that Miguel Ocasio, while assigned to the 75th Precinct, while off-duty, on or about November 16, 2012, within the confines of [redacted]: (A) did wrongfully operate a motor vehicle under the influence of an intoxicant; (B) did wrongfully operate a motor vehicle while his ability was impaired by an intoxicant; (C) did wrongfully engage in conduct prejudicial to the good order, efficiency or discipline of the Department in that he refused to submit to a breathalyzer test; (D) did consume an intoxicant to the extent that he was unfit for duty; and (E) did consume an intoxicant to the extent that he was unfit for duty, while armed. He pleaded guilty to all five charges.

The above incident resulted when Officer Ocasio was discovered parked in the rear of [a location] in the crosswalk with the keys in the ignition, and hunched over the steering wheel in a black [make, model and license of car]. Police investigated the incident and noticed that he had blood shot eyes and was emitting an odor of alcohol.

7. In connection with the above incident, Miguel Ocasio was arrested for VTL § 1192.3 and § 1194.1(b) and PL § 205.30. He pleaded guilty in March 2013 to VTL § 1192.1 and was sentenced in January 2014 to a conditional discharge, a fine, and a 90-day license suspension.
8. The NYPD has deemed substantiated the allegation that on or about November 17, 2014, Miguel Ocasio committed the violation: Other (Failure to Provide Testimony). This occurred in connection with a Traffic Violation Bureau matter.

Various publicly available websites and databases contain disciplinary information for certain law enforcement officers. Two of these are online databases maintained by the New York City Police Department (<https://nypdonline.org/link/1026>) and the New York City Civilian Complaint Review Board (<https://www1.nyc.gov/site/ccrb/policy/MOS-records.page>). Information in such databases about this officer is not necessarily included in this advisory.

Any information herein regarding civil lawsuits against an officer is not necessarily a complete list of civil lawsuits in which that officer is a defendant.

Allegations of misconduct that have not been substantiated and are not pending (including, but not limited to, findings of unsubstantiated, unfounded, and exonerated), and allegations of technical infractions, are not subject to disclosure and are not included in this advisory.

The decision to include information in this advisory does not represent a conclusion by the People that it is required to be disclosed.

The People reserve the right to oppose or move to limit the use of any information included herein or disclosed in the future.

If you have any questions, please contact the Assistant District Attorney assigned to the case on which you are receiving this advisory.

Date: March 23, 2021